

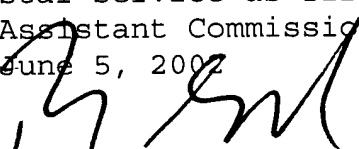


## MAILING CERTIFICATION

PATENTS

1655-  
#26

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner of Patents, Washington, D.C. 20231 on June 5, 2002

  
Bruce S. Londa

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty's Docket No.:  
101195-18

TECH CENTER 1600/2900

JUN 18 2002

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Examiner : A. Chakrabarti

Group Art Unit : 1655

Applicant : Timo Hillebrand et al.

Appln. Number : 09/454,740

Filed : December 6, 1999

For : Formulations and Method for Isolating Nucleic  
Acids from Optional Complex Starging Materials  
and Subsequent Complex Gene Analysis

## Filing Substitute Declaration

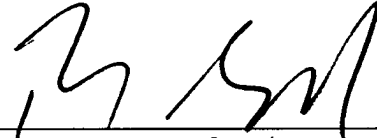
Asst. Commissioner of PATENTS  
Washington, D.C. 20231

Sir:

A review of the file has indicated that the declaration filed with this application incorrectly lists the PCT International application as a foreign priority application. We therefore enclose a substitute combined Declaration and Power of

Attorney correctly identifying the PCT International application  
as "claiming the benefit under Title 35, United States Code §120  
of any United States application"

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'B S Londa', written over a horizontal line.

Bruce S. Londa (33,531)  
Attorney for Applicant  
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Norris, McLaughlin &

220 East 42<sup>nd</sup> Street, 30<sup>th</sup> Floor  
New York, NY 10017



If each inventor understands English, the Declaration and Power of Attorney below is suitable for use when filing a regular patent application and also when entering the national stage, in the case of an International application designating the USA under the PCT.

COMBINED DECLARATION AND POWER OF ATTORNEY FOR  
PATENT APPLICATION

Attorney Docket No.  
101195-18

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,  
I believe I am the original, first and sole inventor (if only one name is listed below at 201) or an original,  
first and joint inventor (if plural names are listed below at 201-205) of the subject matter which is claimed  
and for which a patent is sought on the invention entitled

Formulations and Method for Isolating Nucleic Acids from Optional Complex Starting Materials and  
Subsequent Complex Gene Analytics

the specification of which (check one)

\_\_\_\_\_ is attached hereto

☒ was filed on \_\_\_\_\_ December 6, 1999 \_\_\_\_\_

under Serial Number 09/454,740 and was amended on Dec. 6, 1999; Nov. 14, 2000,  
May 11, 2001 and Nov. 29, 2001

I hereby state that I have reviewed and understand the contents of the above-identified specification,  
including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in  
accordance with Title 37, Code of Federal Regulations, Section 1.56.

I list below any prior foreign application(s) for patent or inventor's certificate in respect of which foreign  
priority benefits are claimed under 35 USC 119; and any prior foreign application(s) for patent or inventor's  
certificate in respect of which such foreign priority rights are not claimed and which has a filing date before  
that of any application in respect of which such foreign priority benefits are claimed:

Application Number	Country	Filing Date (day, month, year)	Priority Claimed under 35 USC 119
198 56 064.8	Germany	4 December 1998	YES: <input checked="" type="checkbox"/>

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed  
below.

Application No.	Filing Date	Status
PCT/DE99/02248	23 July 1999	pending when national stage filed

Insofar as the subject matter of each of the claims of this application is not disclosed in a prior United States  
application listed above in the manner provided by the first paragraph of Title 35, United States Code,  
Section 112, I acknowledge the duty to disclose material information as defined in the Title 37, Code of  
Federal Regulations, Section 1.56(a) which occurred between the filing date of that prior application and the  
national or PCT International filing date of this application.

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I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

**Bruce S. Londa (33,531) Lorimer P. Brooks (15,155) William R. Robinson (27,224)**  
**Kurt G. Briscoe (33,141) William C. Gerstenzang (27,552) Robert A. Hyde (46,354)**  
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	Post Office Address	City	State & ZIP/Country

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## Combined Declaration and Power of Attorney

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<b>205</b>	Family Name	First Given Name	Second Given Name
	City of Residence	State or Foreign Country	Country of Citizenship
	Post Office Address	City	State & ZIP/Country
<p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.</p>			
Signature of Inventor 201		Date	
Signature of Inventor 202		Date	
Signature of Inventor 203		Date	
Signature of Inventor 204		Date	
Signature of Inventor 205		Date	